



County of Los Angeles CHIEF EXECUTIVE OFFICE

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WILLIAM T FUJIOKA
Chief Executive Officer

July 29, 2010

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Second District

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Third District

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Fourth District

MICHAEL D. ANTONOVICH
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To: Supervisor Gloria Molina, Chair
Supervisor Mark Ridley-Thomas
Supervisor Zev Yaroslavsky
Supervisor Don Knabe
Supervisor Michael D. Antonovich

From: William T Fujioka
Chief Executive Officer

A handwritten signature in black ink, appearing to be "WTF", followed by a stylized flourish.

FEDERAL FISCAL YEAR 2011 APPROPRIATIONS

Congressional action on appropriations bills for Federal Fiscal Year (FFY) 2011, which begins on October 1, 2010, has been unusually slow. With the House scheduled to begin its summer recess at the end of this week and the Senate at the end of next week, the Senate has not passed any of the 12 FFY 2011 appropriations bills, which fund discretionary (non-entitlement) programs, and the House only has passed the Military Construction-Veterans Affairs (VA) appropriations bill. To date, the Transportation-Housing and Urban Development (HUD) appropriations bill is the only other FFY 2011 appropriations bill approved by the House Appropriations Committee while the Senate Appropriations Committee has approved six FFY 2011 appropriations bills, including the Commerce-Justice-Science (CJS), Energy-Water, Homeland Security, and Transportation-HUD appropriations bills, which fund programs of County interest.

The House is expected to pass the FFY 2011 Transportation-HUD appropriations bills before it recesses at the end of this week while the Senate will not pass any of its appropriations bills before it recesses at the end of next week. It is all but certain that Congress will have to enact a Continuing Resolution to temporarily fund Federal programs and operations at the start of FFY 2011. It also is highly likely that most, if not all, appropriations bills will not be enacted before the November elections, just as in the previous six election years when omnibus appropriations bills were not enacted until after the elections. In fact, omnibus appropriations bills for FFYs 2007 and 2009 were

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not enacted until after new Members of Congress took office elected in the 2006 and 2008 elections.

Highlights of Congressional action to date on appropriations bills, which provide funding for programs of County interest, include the following:

Commerce-Justice-Science Appropriations: The Senate Appropriations Committee reported its version of the FFY 2011 CJS appropriations bill (S. 3636) on July 22, 2010. The House Appropriations Committee has not marked up its version. However, on June 29, 2010, its CJS Appropriations Subcommittee approved a bill, which is not yet available in print, though the County's Washington, D.C. advocates have learned unofficially that the House version includes \$330 million for the State Criminal Alien Assistance Program (SCAAP), the same level as in FFY 2010. The Senate bill funds SCAAP at \$300 million in FFY 2011, which is far higher than the level that typically is provided by the Senate. There is significantly less support for SCAAP in the Senate because most states receive relatively little funding. In fact, in FFY 2009, Los Angeles County received more SCAAP funding (\$15 million) than the prison systems of all states except for California, Florida, Texas, and New York.

The Senate bill also includes \$510 million for Byrne Justice Assistance Grants (roughly the same as FFY 2010); \$400 million for COPS Hiring Grants (\$102 million increase); \$151 million for DNA Backlog Reduction Grants (same as in FFY 2010); \$40 million for the Justice Accountability Block Grant (\$15 million decrease); and \$20 million for the Southwest Border Prosecutor Program (\$11 million decrease).

The House CJS appropriations bill includes earmarked funding for two County projects: \$725,000 to the Sheriff's Department for a DNA Rape Kit Backlog Reduction Project requested by Representative Schiff; and \$150,000 for the Office of Education to the Pomona and Los Padornos Juvenile Courts School Court Liaison Program requested by Representative Napolitano. The Senate version does not earmark funding for any County project.

Transportation-HUD Appropriations: Both the House and Senate Appropriations Committees reported their respective versions of the FFY 2011 Transportation-HUD appropriations bill (H.R. 5850/S. 3644). The House version appropriates a total of \$126.4 billion, nearly \$4.0 billion more than the Senate bill. The biggest difference is that the House bill would increase Federal Highway Administration funding to \$45.2 billion, which is \$3.4 billion above the Senate bill and \$3.1 billion above FFY 2010.

Both bills generally would fund HUD programs through which the County receives funding at or near the FFY 2010 funding/program level. This includes funding levels of approximately \$4.0 billion for the Community Development Block Grant; \$4.8 billion for the Public Housing Operating Fund; \$2.5 billion for the Public Hospital Capital Fund; and \$1.8 billion for the HOME Investment Partnership Formula Grant. However, funding for Homeless Assistance Grants would increase by \$335 million to \$2.2 billion in the House bill and by \$190.0 million to \$2.055 billion in the Senate bill.

In addition, just as in appropriations bills from previous years, both committees included County-supported language which would grant a waiver to the County's Housing Authority from a HUD requirement that a public housing authority include at least one tenant on its governing body and which would allow it to meet this requirement, instead, by having an advisory board with tenant representation. The House bill also includes \$300,000 in earmarked funding to the County's Department of Parks and Recreation for a project to make improvements to Charles White Park in Altadena, requested by Representative Schiff. The Senate bill does not earmark funding for any County project.

Energy-Water Appropriations: The Senate Appropriations Committee reported its version of the FFY 2011 Energy-Water appropriations bill (S. 3635) on July 22, 2010 while the House Energy-Water Appropriations Subcommittee approved a bill, which is not yet available in print, on July 15, 2010. Both committees have published lists of earmarked projects, which include FFY 2011 funding for the following Army Corps of Engineers projects of County interest:

- Marina del Rey Maintenance Dredging: House: \$2,050,000/Senate: \$5,050,000;
- Los Angeles County Drainage Area Operations and Maintenance: Both: \$7,035,000;
- Arroyo Seco Watershed Feasibility Study: House: \$300,000/Senate: \$150,000;
- Coast of California Sediment Master Plan: Both: \$900,000;
- Sun Valley Watershed Project Feasibility Study: House: \$300,000/Senate: \$200,000; and
- Whittier Narrows Dam Water Conservation and Supply Feasibility Study: House: \$266,000/Senate: \$200,000.

Homeland Security Appropriations: The Senate Appropriations Committee reported its version of the FFY 2011 Homeland Security appropriations bill (S. 3607) on July 15, 2010 while the House Homeland Security Appropriations Subcommittee approved a bill, which is not yet available in print, on June 24, 2010.

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Both versions fund state and local grant programs of County interest at or above their FFY 2010 funding levels. Urban Area Security Initiative Grant funding is increased from \$887 million in FFY 2010 to \$950 million in the Senate bill and \$907 million in the House bill. Firefighter Assistance Grants are funded at the FFY 2010 level (\$810 million) in the Senate bill and increased to \$840 million in the House bill. Both versions fund the State Homeland Security Grant Program (\$950 million) and Interoperable Emergency Communications Grants (\$50 million) at the same level as in FFY 2010, and also increase Emergency Management Performance Grants by \$5 million to \$345 million in FFY 2011.

The House bill includes \$520,000 in earmarked Pre-disaster Mitigation funding to the County's Department of Public Works for monitoring safety at several County dams, requested by Representative Roybal-Allard. The Senate bill does not earmark funding for any County project.

Labor-Health and Human Services-Education Appropriations: The House Labor-Health and Human Services (HHS)-Education Appropriations Subcommittee approved its version of the FFY 2011 Labor-HHS-Education appropriations bill on July 15, 2010 while the Senate Appropriations Subcommittee approved its version of July 27, 2010. Both subcommittees have released only summaries, which do not provide detailed funding levels by program. More detailed budget information and bill language will not become available until the bills later are marked up in full committee. The one exception is that both subcommittees have published lists of earmarked project funding as part of the new procedures to make Congressional earmarks more transparent. The House bill includes \$250,000 in earmarked funding to the County's Department of Children and Family Services for an Independent Living Project to help transitioning foster youth, requested by Representatives Lucille Roybal-Allard and Linda Sanchez. The Senate bill does not earmark funding for any County project.

We will continue to keep you advised.

WTF:RA
MT:sb

c: All Department Heads
Legislative Strategist